

No. 9 Sept 25 Term, 1912

R D McNeel

Plt for Private Goods

VERSUS

in Jordan Township

X

KNOW ALL MEN BY THESE PRESENTS, that we, R. F. McNeil and *Chas. S. Strong* and *Lewis L. Hile* are held and firmly bound unto the County of Clearfield in the sum of fifty dollars (\$50.00) lawful money of the United States of America for the payment of which we do bind ourselves, our heirs, executors, and administrators firmly by these presents.

Sealed with our seals and dated the day of August A. D. 1912.

The Condition of this Obligation is such that whereas the said R. F. McNeil has presented a petition to the Quarter Sessions Court of Clearfield County praying for the appointment of viewers to view and lay out a private road leading from a certain piece of land, containing 25 acres in Jordan Township, belonging to the said R. F. McNeil, to a point on the public road leading from Fruit Hill to New Millport.

NOW if the said R. F. McNeil shall save and keep harmless the County of Clearfield from any and all expenses and costs that may be attached to or connected with the said public road or costs for which the County of Clearfield may be liable, then this obligation to be void or else to be and remain in full force and virtue.

R. F. McNeil (SEAL)
Chas. S. Strong (SEAL)
Lewis L. Hile (SEAL)

IN THE COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY, PENNA.

The Petition of R. T. McNeel respectfully represents:-

That he is the owner of certain tracts of land situate in Jordon Township, in said County, upon one of which he resides and has his farm buildings.

That he is the owner of another parcel of land containing about 25 acres and separated from land in which he resides by the lands of *James* McNeel.

That he has no reasonable means of travel from the one parcel land land to the other both being improved lands, nor from the 25 acre piece to public highway.

That a road can be laid out from the said 25 acre piece of land to the public road leading from Fruit Hill to New Millport on almost level ground with little damage to the owner of intervening property.

He, therefore, prays that a private road be laid for the use of the petitioner extending from the public road aforesaid, from a point near the barn of petitioner to the said 25 acre piece of land, which is bounded by the lands of *James* McNeel and *Isaac* McCormack, Calvin Strong and others.

And he will ever pray.

R T McNeel

Clearfield County, SS;

R. T. McNeel, being duly sworn, according to law doth say that the facts above stated are true and correct, to the best of his knowledge and belief.

Sworn and subscribed,
before me this *20*
day of *Aug* A. D. 1912.

Chas. S. Strong, J. P.

My Commission Expires January 1st, 1914

764 3920 1912

In the Court of Quarter
Sessions of Clearfield Co.
Pa.

Petition of R. T.
McNeel for private
road.

Now September Term
1912 within petition
presented read and
considered and the
Highway Board being
of the County and in
well one of provided
therein to new road
be made and map
report at next term
for the Court
William C. Smith
for

Boel H. Hubman

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the
County of Clearfield, held at Clearfield, Pa., in and
for said County, on the second day of
September in the year of our Lord

one thousand nine hundred twelve
Allison O. Smith, president

Judge of the same Court: Upon the petition of
R. T. McNeel
sundry inhabitants of the Township of
Jordan

in said County, setting forth that he is the own-
er of a certain tract of land situated in Jordan Township, in said
County upon one of which he resides and has his farm buildings.
That he is the owner of another piece of land containing about 25 A.
and separated from the land in which he resides by the lands of Jas.
McNeel, - That he has no reasonable means of travel from one parcel of
land to the other both being improved lands, nor from the 25A piece
to the public highway. That a road can be laid out from the said 25A
piece of land to the public road leading from Fruit Hill to New Hill-
port on almost level ground with but little damage to the intervening
properties,

and therefore, praying the Court to appoint proper persons to view and
lay out the road between the points mentioned, whereupon the Court upon
due consideration had of the premises, do order and appoint from and
among the County Board of Viewers Harry Evers, J. S. McCreery
and J. W. Gill

who have been duly appointed by the Court and filed their oaths of office and
are duly qualified to perform the duties of their appointment with impari-
ality and according to the best of their judgment, are to view the ground
proposed for the said road, and if they view the same, and a majority of
the actual viewers agree that there is occasion for such road, they shall
proceed to lay out the same, as agreeable to the desire of the petitioner, as
may be, having respect to the best ground for a road and the shortest dis-
tance, in such a manner as to do the least injury to private property; and
shall make report thereof, stating particularly whether they judge the same
necessary for a ~~public~~ private road, together with a plot or draft thereof,
and the courses and distances and references to the improvements through
which the same may pass; (and wherever practicable, the viewers shall lay
out the said road at an elevation not exceeding five degrees, except at the
crossing of ravines and streams, when by moderate filling and bridging the
declination of the road may be preserved within that limit,) to the next Court
of Quarter Sessions to be held for the said County.

And if the viewers aforesaid shall decide in favor of locating a ^{private} ~~public~~
road, they shall obtain from the persons through whose lands the said road
shall pass, releases from any damages that may arise to them on opening
the same; but if the owner or owners of such land refuse to release their
claim to damages, the said viewers shall assess the same, taking into view
the advantages as well as disadvantages arising from said location, and
make report of such assessments; which report they shall in like manner
transmit to the next Court of Quarter Sessions, with the draft or plot
aforesaid. In which said reports they shall state that they have been
sworn or affirmed according to law, and that due and legal notice was
given of the time when, and place where, they should meet, to view and
lay out said road, and the time and place of hearing.

By order of the Court.

John Moore, Clerk.

RETURN OF VIEWERS.

To the Honorable the Judge of the Court of Quarter Sessions of the Peace for the County of Clearfield:

We, the undersigned viewers, duly appointed by your Honorable Court by the foregoing order, from and among the County Board of Viewers who have been duly appointed by your Honorable Court and have filed their oaths of office in the Court of Common Pleas of Clearfield County, beg leave to report as follows:

That notice of the time of view and of the hearing day was duly served according to law upon ^{J. S. McNeil} ~~Landowner~~ ~~the Commissioners of Clearfield County and the Board of Supervisors of the Township of~~ ~~named in report & off~~ and that ~~1~~ ^{was} notices thereof ~~were~~ posted along the route of the proposed road, that the said view would be held on the 4th day of October, A. D. 1912, and the hearing to be held in the Arbitration room, at the Court House, in Clearfield, Pa., on the ~~4th~~ ^{no further hearing being held or asked for} ~~at~~ ^{10¹} o'clock ~~P. M.~~ That 3 viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view R T Mc Neil and Harry Mc Neil representing Jas. Mc Neil

parties in interest. That the hearing was held in the Arbitration Room, in the Court House, at Clearfield, Pa., on the _____ day of _____ A. D. 191____, when the following appearances were noted: _____

After the view and hearing above mentioned, the undersigned, the majority of the said viewers, do agree that there is _____ occasion for a road as desired by the petitioner, and that the same is _____ necessary for a private road: And having had respect to the shortest distance and the best ground for such road we have laid out in such manner as shall do the least injury to private property, and as far as practicable agreeably to the desire of the petitioner, and do return for private use the following described road, to-wit: Beginning at point on line of 25 acre lot of R T Mc Neil in Jordan Township, thence through land of James Mc Neil along edge of wooded land N 67° E 148 feet, N 60° E 147 feet, N 85° 30' E 189 feet, S 82½° East 156 feet, South 81° East 185 feet thence across point of improved land of said James Mc Neil South 80° E 29.63 feet to line of land of R T Mc Neil running N 35° W thence through field of R T Mc Neil S 62½° E 560 feet to road (public) leading from Fruit Hill to New Mill point at farm near said R T Mc Neil's barn, the total length of road laid out being 1638 feet and distance through land James Mc Neil being 1078 feet

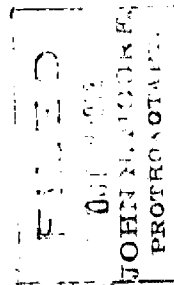
NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.

Also, viewers will carefully note the number of days employed and set the amount out at the foot of their return.

Reviewers cannot interfere with the damages assessed by the original viewers, except so far as the location may be changed by the reviewers.

N. B.—If the viewers believe the parties are not entitled to damages, taking into consideration the advantages as well as the disadvantages of the road, they will report to that effect.

	DAYS.	MILES AM'T.
Harry Beyer	2	25 12.50
J. S. McClary	1	4 5.40
J. W. Hall	1	12 6.20



RELEASE OF DAMAGES.

Know all Men by these Presents, that we, the undersigned, owners of lands through which the road located by the viewers, under the annexed order, passes for and in consideration of the sum of one dollar to us respectively paid by

_____ at and before the ensealing and delivery hereof, have remised, released and forever quit-claimed, and do hereby remise, release and forever quit-claim to the said _____

all damages that may arise to us respectively by reason of the location and opening of the said road, so that neither we nor any of us, nor any person claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the location and opening of the road aforesaid.

Witness our hands and seals this _____ day of _____
A. D. 191_____.



No. 9 Sept Sessions, 1912

ORDER

To view & lay out a road for Private use in the township of Jordan, Clearfield County, Pa

December Session, 1912,
read and confirmed N. Si.
Road to be opened _____ feet
wide, except where there is
side hill cutting or embank-
ment and bridging, there to
be _____ feet wide.

By the Court

William D. Smith
Now February Session 1913 no ap-
plications or objections being filed,
the within Report of a private road
for A. D. McNeil is hereby confirmed
by the Court to be opened as provided
by the Act of Assembly in which case
said road is hereby opened to the
use of the said A. D. McNeil
Witness my hand and seal this 15th
day of the Court
Filed
Fees \$1.25 paid by B. T. N.

and that a plan or draft of said road showing courses and distances and the properties affected is hereto attached and made a part hereof, said road being at an elevation not exceeding five degrees, ~~excepting~~ *In the said draft attached hereto the courses are reversed from calls in report, the starting point being at West end of road laid out.*

when it was not practicable to preserve it within that limit.

The undersigned further report that they endeavored to procure from all the owners of the land over which the said road passes releases in writing of all claims to damages that may arise from opening the same, and that they procured such releases from *none.*

X

the following persons having refused to release the damages to which they respectfully may be entitled by the reason of the location and opening of the said road, we, the undersigned viewers, after having considered the advantages to be derived to them, do assess them damages and make report thereof as follows: *James McNeil twenty-five dollars*

and we herewith return releases obtained and copy of the notices.

WITNESS our hands and seals this *4th* day of *October*

A. D. 191*2*

Harry Ryers
J. M. Truitt
J. W. Hill



ROAD VIEWERS' NOTICE

NOTICE IS HEREBY GIVEN that the undersigned Viewers, appointed by the Court of Quarter Sessions of Clearfield County, Pennsylvania, to view private

Road leading from twenty-five acre lot in-
proved land of R.T. Mc Neel

in Jordan Township to public road leading
from Fruit Hill to New Millport

in Jordan Township, in the county aforesaid, will
meet at the house of R.T. Mc Neel,
in Jordan Township, on Friday,
the 4th day of October A. D. 1912, at 1
o'clock P M., to attend to the duty assigned them, of
which time and place aforesaid all parties interested
will take notice.

Harry Byers
J. S. McCreery
J. W. Gill

VIEWSERS

Clearfield Pa Sept 23, 1912.

Alfred C. Co.

R. J. M. Neel being affirmed deposes and says
that he served the within notice on James M. Neel
by leaving a true copy with adult members of his
family on the 28th day of Sept 1912.

R. J. M. Neel

attest
J. M. Tracy, Jr.

Henry H. N.

Jas McNeel (Woodland)

Jas McNeel (Improved)

Survey for Private Road. Jordan TP.
Made Oct. 4, 1912. R.T. McNeel, petitioner
Scale - 200' = 1 inch

H. Byers
J.S. McGreevy
J.W. Gizz

